1 2 3 4 5 6	HEATHER E. WILLIAMS, SBN #122664 Federal Defender HANNAH LABAREE, # 294338 Assistant Federal Defender 801 I Street, 3 <sup>rd</sup> Floor Sacramento, CA 95814 Tel: 916-498-5700/Fax 916-498-5710 Attorneys for Defendant JUAN CARLOS MARTINEZ CASTRO	
7 8	FOR THE EASTERN DISTRICT OF CALIFORNIA	
9	UNITED STATES OF AMERICA,	Case No. 2:19-cr-233 TLN
10	Plaintiff,	STIPULATION AND ORDER TO CONTINUE STATUS CONFERENCE, AND TO EXCLUDE
11	vs.	TIME
12 13	JUAN CARLOS MARTINEZ CASTRO,	Date: February 27, 2020 Time: 9:30 a.m.
14	Defendant.	Judge: Hon. Troy L. Nunley
15		
16	IT IS HEREBY STIPULATED by and between the parties hereto through their	
17	respective counsel, U.S. Attorney McGregor Scott, through Assistant United States Attorney	
18	Justin Lee, attorney for Plaintiff, and Federal Defender Heather Williams, through Assistant	
19	Federal Defender Hannah Labaree, attorney for defendant Juan Carlos Martinez Castro, and	
20	Christopher Cosca, attorney for defendant Shannon Jeffries, that the previously-scheduled status	
21	conference date of February 27, 2020, be vacated and the matter be set for status conference on	
22	April 2, 2020 at 9:30 a.m, at the defendants' request.	
23	On January 14, 2020, the government produced 28 pages of paper discovery. Per	
24	communication with counsel for the government on February 20, 2020, additional discovery is	
25	forthcoming, in the form of photographs, audio recordings, and additional law enforcement	
26	reports. Counsel for the defendants will require time to review the new discovery, conduct	
27	independent investigation, and meet with their clients to review the material. Defense counsel	

1 believe that the failure to grant the above-requested continuance would deny them the reasonable 2 time necessary for effective preparation, taking into account the exercise of due diligence. 3 Based upon the foregoing, the parties agree time under the Speedy Trial Act should be 4 excluded from this order's date through and including April 2, 2020, pursuant to 18 U.S.C. 5 §3161 (h)(7)(A)and (B)(iv) (reasonable time to prepare), and General Order 479, Local Code T4, 6 based upon continuity of counsel and defense preparation. 7 Counsel and the defendant also agree that the ends of justice served by the Court granting 8 this continuance outweigh the best interests of the public and the defendant in a speedy trial. 9 Respectfully submitted, 10 Dated: February 25, 2020 HEATHER E. WILLIAMS Federal Defender 11 /s/ Hannah Labaree 12 HANNAH LABAREE Assistant Federal Defender 13 Attorney for Defendant Juan Carlos Martinez Castro 14 15 Dated: February 25, 2020 /s/Christopher Cosca CHRISTOPHER COSCA 16 Attorney for Defendant Shannon Jeffries 17 18 19 Dated: February 25, 2020 MCGREGOR SCOTT **United States Attorney** 20 /s/Justin Lee 21 **JUSTIN LEE** Assistant U.S. Attorney 22 Attorney for Plaintiff 23 24 25 26 27

28

## 

## <u>ORDER</u>

IT IS HEREBY ORDERED, the Court, having received, read, and considered the parties' stipulation, and good cause appearing therefore, adopts the parties' stipulation in its entirety as its Order. The Court specifically finds the failure to grant a continuance in this case would deny counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. The Court finds the ends of justice are served by granting the requested continuance and outweigh the best interests of the public and defendant in a speedy trial.

The Court orders the time from the date of this order, up to and including April 2, 2020, shall be excluded from computation of time within which the trial of this case must be commenced under the Speedy Trial Act, pursuant to 18 U.S.C. § 3161(h)(7)(A) and(B)(iv) [reasonable time for counsel to prepare] and General Order 479, (Local Code T4). It is further ordered the February 27, 2020 status conference shall be continued until April 2, 2020, at 9:30 a.m.

Dated: February 25, 2020

Troy L. Nunley

United States District Judge